



West Virginia

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May 4, 2020

Ralph Miller, Acting Chair
West Virginia Parole Board
c/o Benita Murphy
1356 Hansford Street, Suite B
Charleston, West Virginia 25301
sent via email to benita.f.murphy@wv.gov

Re: Freedom of Information Act Request

Acting Chairman Miller,

I am writing this request for records pursuant to the West Virginia Freedom of Information Act (“WV-FOIA”), W. Va. Code § 29B-1-1 *et seq.*, on behalf of the American Civil Liberties Union of West Virginia Foundation (“ACLU-WVF”). Please provide the following materials and any related records, including all records or communications preserved in electronic or written form, including but not limited to correspondence, data, directives, documents, video recordings, audio recordings, e-mail, faxes, files, guidance, guidelines, evaluations, instructions, analyses, memoranda, agreements, notes, orders, policies, procedures, protocols, reports, rules, technical manuals, or studies:

1. The total number of paroles granted since March 3, 2020.
2. The number of paroles granted by race since March 3, 2020.
3. The total number of parole decisions deferred since March 3, 2020.
4. The number of parole decisions deferred by race since March 3, 2020.
5. The total number of paroles denied since March 3, 2020.
6. The number of paroles denied by race since March 3, 2020.
7. The total number of paroles revoked for technical violations since March 3, 2020.
8. The total number of paroles revoked for commission of new offenses since March 3, 2020.
9. For each parole revoked since March 3, 2020, the time between the triggering event and setting the parole hearing.

Please note that W. Va. Code § 29B-1-3 requires agencies to respond to requests for public records within **five business days**. If you anticipate that it will take longer than five business days, or have questions about the scope of this request, please call me at 607-279-9057.

Additionally, while W. Va. Code § 29B-1-3(5) permits public agencies to assess fees associated with the reproduction of public records, as a not-for-profit advocacy organization we request a waiver of any fees associated with the furnishing of these documents. To limit costs, electronic production of documents would

be acceptable. If you do intend to assess fees, however, please contact me for authorization of any fees in excess of \$100.

In light of the restrictions caused by the Covid-19 pandemic, please furnish the requested records by e-mail to:

Eli Baumwell
ACLU of WV Foundation
P.O. Box 3952
Charleston, WV 25339-3952
ebaumwell@acluwv.org

If you have any questions or concerns, I can be on my mobile phone at 607-279-9057 or ebaumwell@acluwv.org.

Sincerely,

Eli Baumwell

Eli Baumwell
Policy Director, ACLU-WV